IN THE HIGH COURT OF JUDICATURE AT PATNA
CR.MISC. NO.37403 OF 2008

1. PRAMOD KUMAR PATHAK
2. PAPPU KUMAR PATHAK @ PAPPU PATHAK
BOTH SONS OF LATE SHOBHA KANT PATHAK, RESIDENT OF VILLAGE BELARI, POLICE STATION UJIYARPUR, DISTRICT SAMASTIPUR

…….. …….. …….PETITIONERS

VERSUS

STATE OF BIHAR

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2 10.12.2008 Heard the parties.

Offences alleged are under Sections 498A & 306 of the Indian Penal Code.

The petitioners are the BHAISUR and DEVAR of the deceased. It is submitted that the informant has lodged the present case merely on suspicion and as such police after investigation submitted final form. The learned Magistrate however, differed and took the cognizance for the aforesaid offences. It is further submitted that the deceased committed suicide on account of frustration due to the death of her female child born after ten years of her marriage as well as the loss incurred in the business. During the pendency of this case, the husband of the deceased also committed suicide and her father-in-law also died due to the shock on account of suicide of his son.

The learned A.P.P. appearing on behalf of the State upon perusal of the case diary submits that the witnesses have stated that the deceased was in

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frustration on account of death of her female child

Considering the facts and circumstances of the case, in the event of arrest/surrender before the Court below within a period of four weeks, the petitioners, namely, Pramod Kumar Pathak and Pappu Kumar Pathak @ Pappu Pathak are directed to be released on bail in Ujiyarpur Police Station Case No. 68 of 2007 on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Dalsingsarai at Samastipur.

Anand **(Shailesh Kumar Sinha, J.)**

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